

1 Margo Piscevich, NV Bar No. 0917
2 Mark J. Lenz, Esq., NV Bar No. 4672
3 Piscevich & Fenner
4 499 West Plumb Lane, Suite 201
5 Reno, Nevada 89509
6 Tel: (775) 329-0958
7 Fax: (775) 329-2666
8 *Attorneys for DEFENDANTS*

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**U.S. DISTRICT COURT
DISTRICT OF NEVADA**

ANDREA McNULTY,

Case No.

Plaintiff,

v.

HARVEYS TAHOE MANAGEMENT COMPANY,
INC., a Nevada Corporation; HARRAH'S
ENTERTAINMENT, INC., a Delaware
Corporation; HARRAH'S OPERATING
COMPANY, INC., a Delaware Corporation;
DOES I – XXX, AND ABC CORPORATIONS A-
Z; inclusive,

Defendants.

Notice of Removal

TO: U.S. DISTRICT COURT FOR THE DISTRICT OF NEVADA:

Defendants HARVEYS TAHOE MANAGEMENT COMPANY, INC., HARRAH'S
ENTERTAINMENT, INC., and HARRAH'S OPERATING COMPANY, INC. submit their "Notice of
Removal" as follows:

The grounds for removal are:

1. On July 8, 2010, Plaintiff filed her Complaint in the Second Judicial
District Court of the State of Nevada, Case No. CV10-02059. Plaintiff served the Summons and
Complaint on Defendants on November 4, 2010. A true and correct copy of the Summons and

1 Complaint is attached hereto as **Exhibit "1."**

2 2. Plaintiff's Complaint alleges she was and is a resident of Nevada.

3 Defendants are citizens of Nevada and Delaware; however, Defendants are informed and believe
4 and therefore assert that Ms. McNulty is not at present a resident of Nevada, and was not at the
5 time of filing.

6 3. Defendants are informed and believe that the amount in controversy
7 exceeds \$75,000, exclusive of interest and costs.

8 4. 28 U.S.C. §1332 confers original jurisdiction on the district courts in all
9 actions arising between citizens of different states, where the amount in controversy exceeds
10 \$75,000, exclusive of interest and costs. Accordingly, this court has jurisdiction.

11 5. The Summons and Complaint attached hereto are the only pleadings that
12 have been filed in this action. Defendants' response is due December 6, 2010, pursuant to
13 Fed.R.Civ.P. 81(c)(2)(C).

14 **WHEREFORE** Defendants respectfully request that this action be removed to this Court and
15 placed on the docket of this Court for further proceedings as though originally instituted in this
16 Court.

17 19 Dated this 23rd day of November, 2010.

20 PISCEVICH & FENNER

21 By:

22 
23 Mark J. Lenz
24 Attorneys for Defendants
25
26
27
28

CERTIFICATE OF SERVICE

Pursuant to FRCP 5(b), I hereby certify that I am an employee of PISCEVICH & FENNER and that on this date I caused to be served a true and correct copy of the document described herein by the method indicated below, and addressed to the following:

Document Served: Notice of Removal

Person(s) Served:

Calvin R. X. Dunlap
P.O. Box 3689
537 Ralston Street
Reno, Nevada 89505

Electronic Filing
Hand Deliver
U.S. Mail
Overnight Mail
Facsimile (775)

DATED this 24th day of November, 2010.

Beverly Chambers
Beverly Chambers

Piscevich & Fennер
499 West Plumb Lane, Suite 201
Reno, NV 89509 775.329.0958